

#### IN THE UNITED STATES PATENT OFFICE

In Re Application of Zawistowski Application No.: 10/772,416 Filing date: 02/06/2004

Art Unit: unknown

Attorney Docket No. "Shelf Life-US"

#### **Transmittal Letter**

To: THE ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, DC 20231

Enclosed for filing in connection with the patent application noted above are:

- X Notice to File Missing Parts
- X Petition for four months extension of time to respond to request (due date of Nov 7, 2004 a Sunday, hence mailing on next business day)
- X US Cheque totaling \$1411 covering:

statutory filing fee plus surcharge (\$646) four months time extension (\$765)

- X Declaration of Power of Attorney--signed
- X Declaration claiming Small Entity Status—not required

Respectfully submitted.

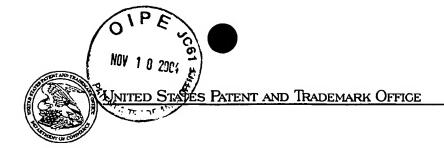
Reg No. 33,641

# Certificate of Mailing Under 37CFR 1.8

I hereby certify that this paper and documents referred as being attached hereto or enclosed herewith are being deposited with the United States Postal Service on November 8, 2004 as first class mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, PO BOX 1459 Alexandria, VA 22313-1450

Susan.M. Ben-Oliel (Reg No. 33,641)

Attorney of Record Phone 604-254-5530



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER FILING OR 371 (c) DATE FIRST NAMED APPLICANT ATTORNEY DOCKET NUMBER

10/772,416

02/06/2004

Jerzy Zawistowski

Forbes Shelf Life-US

**CONFIRMATION NO. 2056** 

SUSAN M. BEN-OLIEL **BARRISTER & SOLICTOR/PATENT AGENT** 2983 West 41 st Avenue VANCOUVER, BC V6N 3C8 CANADA

FORMALITIES LETTER \*OC000000012559225\*

Date Mailed: 05/07/2004

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/19/2004 MBEYENE1 00000017 10772416

FILED UNDER 37 CFR 1.53(b)

02 FC:2001 395.00 OP

65.00 OP

Filing Date Granted

03 FC:2051 04 FC:2202

153.00 OP

05 FC:199Rems Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- · The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

 Additional claim fees of \$392 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1292 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$392

- \$86 for 1 independent claims over 3.
- \$306 for 17 total claims over 20.

Replies should be mailed to:

Mail Stop Missing Parts

**Commissioner for Patents** 

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

**Customer Service Center** 

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE